

DISPOSITION: February 13, 1950. Default decree of condemnation. The court ordered that the product be delivered to a public institution, for use as animal feed.

15718. Adulteration of rice. U. S. v. 202 Bags * * * (F. D. C. No. 27915. Sample No. 33924-K.)

LIBEL FILED: October 19, 1949, Northern District of California.

ALLEGED SHIPMENT: On or about June 10, 1949, from Stuttgart, Ark.

PRODUCT: 202 100-pound bags of rice at Sacramento, Calif.

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the article consisted in whole or in part of a filthy substance. (The article contained rodent urine.) Further adulteration, Section 402 (a) (4), the article had been held under insanitary conditions whereby it may have become contaminated with filth. The article was adulterated while held for sale after shipment in interstate commerce.

DISPOSITION: January 30, 1950. Default decree of condemnation and destruction.

15719. Adulteration of rice. U. S. v. 170 Bags * * * (F. D. C. No. 27980. Sample No. 35295-K.)

LIBEL FILED: November 10, 1949, Northern District of California.

ALLEGED SHIPMENT: On or about October 16, 1948, from Crowley, La.

PRODUCT: 170 100-pound bags of rice at San Francisco, Calif., in possession of the Gibraltar Warehouse (Pioneer Warehouse).

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the article consisted in whole or in part of a filthy substance by reason of the presence of rodent urine; and, Section 402 (a) (4), it had been held under insanitary conditions whereby it may have become contaminated with filth. The article was adulterated while held for sale after shipment in interstate commerce.

DISPOSITION: November 23, 1949. J. S. Chu, trading as the Pacific Far East Co. of San Francisco, Calif., claimant, having consented to the entry of a decree, judgment of condemnation was entered and the court ordered that the product be released under bond for segregation of the unfit portion and its conversion into stock feed, under the supervision of the Federal Security Agency. Of the 170 bags of rice which were seized, 59 bags were found to be fit for human consumption and 111 bags were sorted out as unfit and were denatured.

15720. Adulteration of puffed rice. U. S. v. 48 Cartons, etc. (F. D. C. No. 28294. Sample Nos. 40283-K, 40284-K.)

LIBEL FILED: November 16, 1949, District of Maryland.

ALLEGED SHIPMENT: On or about October 11, 1949, by Van Brode Milling Co., Inc., from Clinton, Mass.

PRODUCT: Puffed rice. 48 cartons, each containing 24 8-ounce packages, and 50 cartons, each containing 24 4-ounce packages, at Baltimore, Md.

LABEL, IN PART: (Package) "Luckies * * * Puffed Rice."

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the product consisted in whole or in part of a filthy substance by reason of the presence of insects and insect fragments; and, Section 402 (a) (4), it had been prepared under insanitary conditions whereby it may have become contaminated with filth.

DISPOSITION: December 20, 1949. Default decree of condemnation. The court ordered that the product be released to a municipal zoo, for use as animal feed.

15721. Adulteration of wheat flakes. U. S. v. 250 Cases * * *. (F. D. C. No. 28292. Sample No. 66912-K.)

LIBEL FILED: November 15, 1949, District of Maryland.

ALLEGED SHIPMENT: On or about October 14, 1949, by Van Brode Milling Co., Inc., from Clinton, Mass.

PRODUCT: 250 cases, each containing 100 1-ounce packages, of wheat flakes at Fort George G. Meade, Md.

LABEL, IN PART: (Package) "Van Brode Wheat Flakes."

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the product consisted in whole or in part of a filthy substance by reason of the presence of insect fragments; and, Section 402 (a) (4), it had been prepared under insanitary conditions whereby it may have become contaminated with filth.

DISPOSITION: December 20, 1949. Default decree of condemnation. The court ordered that the product be delivered to a city zoo, for animal consumption.

15722. Adulteration of wheat. U. S. v. 235 Bags * * *. (F. D. C. No. 28293. Sample No. 62131-K.)

LIBEL FILED: November 15, 1949, District of Massachusetts.

ALLEGED SHIPMENT: On or about May 13, 1949, from Augusta, Mich.

PRODUCT: 235 100-pound bags of wheat at Clinton, Mass.

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the product consisted in whole or in part of a filthy substance by reason of the presence of insects. The product was adulterated while held for sale after shipment in interstate commerce.

DISPOSITION: December 27, 1949. Van Brode Milling Co., Inc., Clinton, Mass., claimant, having consented to the entry of a decree, judgment of condemnation was entered and the court ordered that the product be released under bond to be disposed of in compliance with the law, under the supervision of the Food and Drug Administration. The product was denatured.

DAIRY PRODUCTS

BUTTER

15723. Adulteration of butter. U. S. v. The Caldwell Produce Co. and Henry B. Brumbach. Plea of guilty. Fine of \$2,500 against company and fine of \$500 and sentence of 60 days in jail against individual. Individual released after serving 4 days. (F. D. C. No. 28193. Sample Nos 46682-K to 46686-K, incl.)

INFORMATION FILED: December 27, 1949, Southern District of Ohio, against the Caldwell Produce Co., a corporation, Caldwell, Ohio, and Henry B. Brumbach, manager of the corporation's Caldwell plant.

ALLEGED SHIPMENT: On or about July 12 and 15, 1949, from the State of Ohio into the State of Pennsylvania.

LABEL, IN PART: (Wrapper) "Caldwell Creamery Butter."